IN THE UNITED STATES DISTRICT COURT FOR THE NORTHERN DISTRICT OF OHIO EASTERN DIVISION

LAWLOR & ASSOCIATES, INC. dba LAWLOR & COMPANY,) CASE NO.: 1:05CV1102
) JUDGE GAUGHAN
Plaintiff,)
)
V.)
) STIPULATION OF DISMISSAL WITH
HAMILTON BEACH/PROCTOR-) <u>PREJUDICE</u>
SILEX, INC.,)
)
Defendant.)

The parties, pursuant to Fed. R. Civ. P. 41(a)(1)(ii), hereby stipulate and dismiss with prejudice all claims, each party to bear its own costs, expenses, and attorneys' fees.

BROWN AND AMODIO, LPA NICOLA, GUDBRANSON & COOPER, LLC

/s/Matthew T. Fitzsimmons /s/ James A. Amodio James A. Amodio (0024657

Gerald L. Jeppe (0023407)

109 West Liberty Street

Medina, Ohio 44256

Phone: (330) 725-8816

Fax: (330) 723-5448

Email: brownlaw@zoominternet.net

Phone: (216) 621-7227

Fax: (216) 621-3999 Fax: (216) 621-3999 Attorney for Plaintiff Lawlor & E-mail: fitzsimmons@nicola.com

Associates, Inc.

MCGUIREWOODS LLP

/s/ Bryan A. Fratkin

Bryan A. Fratkin (38933)(VA STATE BAR) Brian E. Pumphrey (47312)(VA STATE BAR)

One James Center 901 East Cary Street Richmond, Virginia 23219

Phone: (804)775-1000 Fax: (804)775-1062

E-mail: bfratkin@mcguirewoods.com

bpumphrey@mcguirewoods.com

Attorneys for Defendant Hamilton Beach/Proctor-Silex, Inc.

IT IS SO ORDERED.

/s/ Patricia A. Gaughan	
	JUDGE
8/	/29/05
	DATE

CERTIFICATE OF SERVICE

I hereby certify that on August 29, 2005, a copy of foregoing Stipulation of Dismissal with Prejudice was filed electronically. Notice of this filing will be sent to all parties by operation of the Court's electronic filing system. Parties may access this filing through the Court's system.

/s/ Matthew T. Fitzsimmons
Matthew T. Fitzsimmons (0013404)

Attorney for Defendant